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PTO/SB/21 (08-03)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

10

Application Number

09/997,390

Filing Date

November 30, 2001

First Named Inventor

Stephen D. Pacetti

Group Art Unit

3731

Examiner Name

Uyen T. Ho

Attorney Docket Number

50623.0062

ENCLOSURES (check all that apply)

☒ Deposit Account 07-1850
Authorization

☒ Postage Paid Return Postcard

☐ Amendment and Response to Office
Action (pages)

☐ Amendment Transmittal Letter (page) (in duplicate)

☐ Affidavits/declaration(s)

☐ Petition for Extension of Time (months) (in duplicate) (pages)

☐ Information Disclosure Statement
(in duplicate) with Form PTO-1449 (pages) and References

☒ Express Mail Label No.
EV 8890 13455 US

☒ Certificate of Mailing

☐ Response to Missing Parts/
Incomplete Application

☐ Response to Missing
Parts under 37 CFR
1.52 or 1.53

☐ Assignment Papers
(for an Application)

☒ Drawing(s) Formal 5 Sheets with
Submission of Drawings Transmittal

☒ Issue Fee Transmittal with PTO-85B
(1 page) (in duplicate)

☐ Request for Continued Examination
Transmittal (RCE) (in duplicate) (pages)

☐ Fee Transmittal Form (in duplicate) (pages)

☐ Power of Attorney, Revocation
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) _____

☐ After Allowance Communication to
Group

☐ Appeal Communication to Board of
Appeals and Interferences

☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Request for Status of Application

☒ Other Enclosure(s)
(please identify below):

Comments on Statement of
Reasons for Allowance (1 page)

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
or
Individual name

Squire, Sanders & Dempsey L.L.P.
Mark Lupkowski, Ph.D., Reg. No. 49,010

Signature

Date

January 3, 2007

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service via Express Mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date below

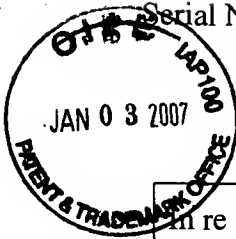
Typed or printed name

Mary M. Padilla

Signature

Date

January 3, 2007



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Examiner:
Stephen D. Pacetti	Ho, Uyen T
Serial No. 09/997,390	Art Unit: 3731
Filed: November 30, 2001	
Title: Apparatus and Method For Coating Implantable Devices	

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P.O. Box 1450
Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

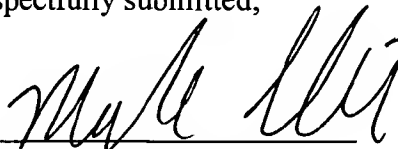
In the Examiner's statement of reasons for allowance, the Examiner states "as the coating formulation is being applied to the stent." In applicant's response filed January 17, 2006, the limitation "as the coating formulation is being applied to the stent" was deleted from claim 1. The above limitation does not appear in independent claims 23 and 34. Thus, the above limitation is not relevant to the patentability of at least claims 1, 23, and 34. The above limitation does appear in dependent claims 27, 36, and 37.

Additionally, the Examiner also states in the statement of reasons for allowance that "wherein this step is performed with an intention to serve a purpose as disclosed in the specification." The above language is irrelevant to the language of the claims.

Date: January 3, 2007

Squire, Sanders & Dempsey L.L.P.
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San Francisco, CA 94111
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Facsimile (415) 393-9887

Respectfully submitted,


Mark Lupkowski, Ph.D.
Reg. No. 49,010



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Examiner: Uyen T. Ho

Stephen D. Pacetti

Serial No.: 09/997,390

Art Unit: 3731

Filed: November 30, 2001

Title: Apparatus and Method for Coating Implantable Devices

Attention: Official Draftsperson
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF REPLACEMENT DRAWINGS

Dear Official Draftsperson:

Applicants submit herewith for filing six replacement sheets of formal drawings consisting of Figures 1, 2, 3, 4, 5, 6, 7, 8, and 9 for the above-referenced application.

The Commissioner is hereby authorized to charge payment for any deficiency of required fees associated with this communication to Deposit Account 07-1850.

Date: January 3, 2007

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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mark Lupkowski".

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